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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

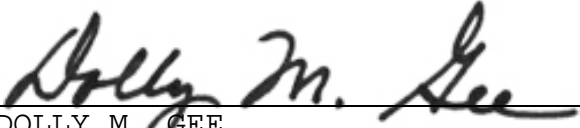
10 VINCENT A. CALLENDER, ) CASE NO. CV 12-7481-DMG (PJW)  
11 )  
12 ) Petitioner, )  
13 ) ORDER ACCEPTING FINAL REPORT AND  
14 ) RECOMMENDATION OF UNITED STATES  
15 ) MAGISTRATE JUDGE AND DENYING  
16 ) CERTIFICATE OF APPEALABILITY  
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16 Pursuant to 28 U.S.C. Section 636, the Court has reviewed the  
17 Petition, records on file, and the Final Report and Recommendation of  
18 the United States Magistrate Judge. Further, the Court has engaged in  
19 a *de novo* review of those portions of the Report to which Petitioner  
20 has objected. The Court accepts the findings and recommendation of  
21 the Magistrate Judge.

22 Further, for the reasons stated in the Final Report and  
23 Recommendation, the Court finds that Petitioner has not made a  
24 substantial showing of the denial of a constitutional right and  
25 therefore, a certificate of appealability is denied. See 28 U.S.C.  
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§ 2253(c)(2); Fed. R. App. P. 22(b); *Miller-El v. Cockrell*, 537 U.S.  
322, 336 (2003).

DATED: January 30, 2014

  
DOLLY M. GEE  
UNITED STATES DISTRICT JUDGE